

CITY COUNCIL
CITY OF WICHITA
KANSAS

City Council Meeting
May 16, 2000, 9:00 A.M.

City Hall
455 North Main

ORDER OF BUSINESS

- Call to Order
- Invocation – Rev. Gary Cox, University Congregational Church
- Pledge of Allegiance
- Approve the minutes of the previous meeting

AWARDS AND PRESENTATIONS

- Proclamations
- Distinguished Service Citation

PUBLIC AGENDA

1. Doren Fredrickson MD PhD, Associate Professor at KU Medical School in Wichita – Fluoride.
2. Tom Kneil, Kansans for Clean Water – Arkansas River Water Quality.
3. Larry Ross, Chair, Southwind Group Sierra Club – Arkansas River Water Quality.

NEW BUSINESS

4. Presentation of “www.wichitagov.org.”
5. Establishment of [Community Service Grants Review Committee](#).

RECOMMENDED ACTION: Authorize the establishment of the
CSBG Review Committee.

CITY COUNCIL AGENDA

6. Board/Commission Appointments.

RECOMMENDED ACTION: Make the appointments.

7. Proclamation:

Cancer Survivors Day

RECOMMENDED ACTION: Authorize issuance of the Proclamations.

CONSENT AGENDA

8. Report of the Board of Bids and Contracts Dated May 15, 2000.

RECOMMENDED ACTION: Receive and file the report; approve the Contracts and authorize the necessary signatures.

9. Application for Licenses for Adult Entertainment Establishments/Services.

New Adult Entertainment

RECOMMENDED ACTION: Approve the licenses subject to Staff review and approval.

10. Applications for Licenses to Retail Cereal Malt Beverages:

<u>Renewal</u>	<u>2000</u>	<u>(Consumption on Premises)</u>
Veronica Garcia	Angela's Café*	1801 South Broadway

*General/Restaurant -- 50% or more of gross receipts derived from sale of food.

RECOMMENDED ACTION: Approve the licenses subject to Staff review and approval.

11. Subdivision Plans and Specifications.

RECOMMENDED ACTION: Approve and advertise for bids to be submitted to the Board of Bids.

12.. Preliminary Estimates:

- a. Regency Lakes from the south line of Lot 22, Block 1, to the west line of Lot 29, Block 1; Mainsgate from the west line of Lot 29, Block 1, to the west line of Brandon Circle; Brandon from the west line of Brandon Circle south to the south line of Lot 56, Block 1; Regency Lakes Court from the north line of Ayesbury to and including the cul-de-sac; Mainsgate Court from the north line of Mainsgate to and including the cul-de-sac; Brandon Circle from the north line of Mainsgate to and including the cul-de-sac to serve Regency Lakes Addition - north of 21st Street North, west of Greenwich Road. (472-82812/765620/490731) Does not affect existing traffic. City Council approval date: 04/15/1997. (District II) - \$410,000.00
- b. Suncrest from the west line of Westridge Village Addition to the west line of Holland Lane to serve Westridge Village Addition - west of Ridge, north of 13th Street North. (472-82504/762765/490379) Does not affect existing traffic. City Council approval date: 10/25/1994. (District V) - \$66,500.00
- b. Storm Water Sewer No. 531 to serve Wilson Farms Second Addition - south of 21st Street North, west of Webb. (468-83058/751285/485176) Does not affect existing traffic. City Council approval date: 02/15/2000. (District II) - \$211,000.00
- d. NE Transmission Line Phase 2A from Shocker Drive to Woodlawn Avenue - south of 21st Street North, east of Hillside (448-89465/632540/750213) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date: 07/18/1995. (District I) - \$2,200,000.00

RECOMMENDED ACTION: Approve and file.

13. Deeds and Easements:

- a) Utility Easement dated February 7, 2000, from Lakeridge Development, LLC, a Kansas Limited Liability Company, for a tract of land in Lot 3, Block 20, Oak Cliff Estates to Wichita, Sedgwick County, Kansas. (Private Project, OCA #607861) (No cost to City).
- b) Sanitary Sewer Easement dated March 11, 2000, from Jimmy L. and Lorraine K. King for a tract of land in the SW 1/4 Sec. 21, Twp. 27S, R-1-W of the 6th P.M., Sedgwick County, Kansas. (Lat. 60, M4, SWI, OCA #743820) (No cost to City).
- c) Sanitary Sewer Easement dated March 6, 2000, from Howard Hughes and Brenda Hughes for a tract of land in Lot 20, Walnut Grove Addition, Sedgwick County, Kansas. (Lat. 137, M4, SS#23, OCA #743814) (No cost to City).
- d) Sanitary Sewer Easement dated March 6, 2000, from Sydney McPeak and Mike McPeak for a tract of land in the SW 1/4 Sec. 21, Twp. 27S, R-1-W of the 6th P.M., Sedgwick County, Kansas. (Lat. 60, M4, SWI, OCA #743820) (No cost to City).

(Item 13 Continued)

- e) Sanitary Sewer Easement dated March 13, 2000, from Keith F. and Joyce L. Sayler for a tract of land in the SE 1/4 Sec. 13, Twp. 27S, R-2-W of the 6th P.M., Sedgwick County, Kansas. (Lat. 438, SWI, OCA #743815) (No cost to City).
- f) Sanitary Sewer Easement dated September 26, 1997, from Major Murray and Norma Murray for a tract of land in Lot 2, Block B, Yale Heights Addition to Wichita, Sedgwick County, Kansas. (13th & Yale, OCA #621458) (No cost to City).
- g) Sanitary Sewer Easement dated May 19, 1997, from World Impact for a tract of land in Lots 3 and 4, Block B, Yale Heights Addition to Wichita, Sedgwick County, Kansas. (13th & Yale, OCA #621458) (No cost to City).
- h) Sanitary Sewer Easement dated July 16, 1997, from Viscey Muhammad for a tract of land in Lot 5, Block B, Yale Heights Addition to Wichita, Sedgwick County, Kansas. (13th & Yale, OCA #621458) (No cost to City).
- i) Sanitary Sewer Easement dated March 27, 1998, from Herbert Johnson for a tract of land in Lot 6, Block B, Yale Heights Addition to Wichita, Sedgwick County, Kansas. (13th & Yale, OCA #621458) (No cost to City).
- j) Sanitary Sewer Easement dated September 22, 1997, from Belinda Anderson for a tract of land in Lot 8, Block B, Yale Heights Addition to Wichita, Sedgwick County, Kansas. (13th & Yale, OCA #621458) (No cost to City).

RECOMMENDED ACTION: Accept the documents.

14. Petition for Public Improvements:

- a. [Water distribution system to serve Regency Park Addition](#) – west of Greenwich, north of K-96.

RECOMMENDED ACTION: Approve the Petitions and adopt the Resolutions.

15. Minutes of Advisory Boards/Commissions:

Board of Electrical Appeals,	4-11-00
District Advisory Board Minutes	
MAPC,	2-24-00
Police & Fire Retirement System,	3-22-00
Wichita Airport Advisory Board,	4-3-00
Wichita Employees' Retirement System,	2-23-00
Wichita Public Library,	4-18-00

RECOMMENDED ACTION: Receive and file.

16. Consideration of Street Closures/Uses.

RECOMMENDED ACTION: Approve the street closures/uses.

17. Report on Claims Allowed – April, 2000:

<u>Name of Claimant</u>	<u>Amount</u>
Blake Brummond; Great West Casualty	\$9,091.75**
Randall L. Montgomery	\$163.00
Joseph W. Raney	\$150.70*
Reorganized Church of Jesus Christ	\$6,034.17**
Raymundo Olave, Jr.	\$157.41
Michael E. Kallal	\$95.30*
Jennifer S. Lovell	\$562.75
Rickey Beard	\$225.00*

*Settled for lesser amount than claimed.

**Approved by the City Manager.

RECOMMENDED ACTION: Receive and file.

18. Agreements/Contracts:

- a) [Amendment](#) – Century II/Expo Hall Sanitary Sewer and Pump Station. (District I)
- b) [Household](#) Hazardous Materials Facility – Materials Disposal.
- c) [Extension – HOME Operating Funds](#), Mennonite Housing Rehabilitation Services.
- d) [Wichita Public Schools](#) – Communities in Schools of Wichita/Sedgwick County, Inc.
- e) [Easement Encroachment – Sugar Creek](#) Associates, LLC.
- f) [Easement Encroachment – USD 259](#).
- g) [Improving McCormick Street](#) East of Tyler Road. (District V)
- h) [Amendment – Local 910 IATSE Wardrobe](#) Agreement.
- i) [GIS Map Viewer](#) Application Development.

RECOMMENDED ACTION: Approve the Agreements/Contracts and authorize the necessary signatures.

19. [Wichita Indochinese Center.](#)

RECOMMENDED ACTION: Authorize 30-day public comment period; approve funding, subject to comment and review; authorize development of necessary contracts and signatures.

20. [Property Acquisition:](#)

- a. [455 Courtleigh](#)- East Kellogg Improvement Project. (District II)
- b. [460 Waverly](#) – East Kellogg Improvement Project. (District II)
- c. [22 Peachtree](#) – East Kellogg Improvement Project. (District II)
- d. [Tract at Southeast Corner of 119th Street West and Kellogg](#) – West Kellogg Improvement Project. (District V)

RECOMMENDED ACTION: Approve the budgets and Contracts; and authorize the necessary signatures.

21. [Repair or Removal of Dangerous and Unsafe Structures.](#)

	<u>Address</u>	<u>District</u>
1)	2115 West Walker	IV
2)	141 North Glenn	IV
3)	1515 North Madison	I
4)	2501 North Broadway	VI
5)	646 North Baehr	IV
6)	2689 South Vassar	III

RECOMMENDED ACTION: Adopt the Resolution (s) setting the Public Hearing on July 11, 2000, at 11:00 a.m.

22. [HUD Grant Application – Homeless Assistance.](#)

RECOMMENDED ACTION: Approve the Grant Application and Agreement, receipt of funds; support submission of Continuum of Care Application; authorize the necessary signatures.

23. [Grant Application - Labor-Management Cooperation Program.](#)

RECOMMENDED ACTION: Approve the Grant Application; receipt of funds; and authorize the necessary signatures.

24. [2001 Athletic Court Resurfacing, Repair, and Construction.](#) (District VI)

RECOMMENDED ACTION: Approve the project and adopt the Resolution.

25. [2001 Intersection Improvement Program.](#) (Districts I, III, IV, and V)

RECOMMENDED ACTION: Approve the project and first reading of the Ordinance.

26. [Second Reading Ordinances:](#) (First read May 9, 2000)

a) Charter Ordinance – Police and Fire Retirement System.

A Charter Ordinance of the City of Wichita, Kansas, amending Charter Ordinance No. 146 related to the Police and Fire Retirement System of the City of Wichita and repealing the original of the amended section.

b) Wichita Employees' Retirement System.

An Ordinance amending Section 2.28.070 of the Code of the City of Wichita, Kansas, pertaining to the incorporation of revisions to the Wichita Employees' Retirement System.

c) Revised Lender Support Agreement.

An Ordinance of the City of Wichita, Kansas, prescribing the form and authorizing the execution of a lender support agreement by and among MDI Limited Partnership #72, the City of Wichita, Kansas, and Bank of America, N.A., and repealing Ordinance No. 44-435.

RECOMMENDED ACTION: Adopt the Ordinances.

27. First Reading Ordinances:

a) Health Nuisance

An Ordinance making a special assessment to pay for the cost of abating certain public health nuisances (lot clean up) under the provision of Section 7.40.050 of the Code of the City of Wichita, Kansas.

b) Weed Mowing

An Ordinance making a special assessment to pay for the cost of cutting weeds in the City of Wichita, Kansas.

RECOMMENDED ACTION: Approve first reading of the Ordinances.

PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

*28. [VAC2000-00005](#) – Request to Vacate a Portion of a Front Yard Setback Generally Located East of 135th Street West and South of Maple on Limuel Court – 543 West Limuel Court. (District V)

Staff Recommendation: Approve Vacation.

MAPC Recommendation: Approve Vacation.

RECOMMENDED ACTION: Approve the Vacation Order; authorize necessary signatures.

*29. [VAC2000-00006](#) – Request to Vacate a Portion of a 35-Foot Building Setback and a Portion of Access Control Located at the Southeast Corner of Poplar and 37th Street North.

Staff Recommendation: Approve Vacation.

MAPC Recommendation: Approve Vacation.

RECOMMENDED ACTION: Approve the Vacation Order; authorize necessary signatures

- *30. [S/D 99-64 Plat of Whispering Lakes Estates Second Addition](#) Located South of Harry on the West Side of 159th Street East. (District II)

Staff Recommendation: Approve the Plat.

MAPC Recommendation: Approve the Plat.

RECOMMENDED ACTION: Approve the document and Plat; adopt the Resolution; authorize the necessary signatures.

- *31. [S/D 99-71 – Plat of Harrison Park Third Addition](#) Located on the Southeast Corner of Lincoln (extended) and Webb. (District II)

Staff Recommendation: Approve the Plat.

MAPC Recommendation: Approve the Plat.

RECOMMENDED ACTION: Approve the documents and Plat, and creation of a County sewer district within the City of Wichita; authorize the necessary signatures; approve first reading of the Z-3205 Ordinance.

- *32. [S/D 99-92 – Plat of Phat An Temple Addition](#) Located North of MacArthur on the East Side of West Street.

Staff Recommendation: Approve the Plat.

MAPC Recommendation: Approve the Plat.

RECOMMENDED ACTION: Approve the documents and Plat; adopt the Resolutions; authorize the necessary signatures.

- *33. [S/D 00-11 – Plat of Legacy Park Wilson Estates Addition](#) Located on the Southwest Corner of 21st Street North and Webb Road. (District II)

Staff Recommendation: Approve the Plat.

MAPC Recommendation: Approve the Plat.

RECOMMENDED ACTION: Approve the documents and Plat; adopt the Resolutions; authorize the necessary signatures; approve first reading of the Z-3347 Ordinance.

- *34. [A 00-08](#) – Adoption of Resolution Establishing a Future Public Hearing on the annexation of Eligible Properties Generally Located East and West of 143rd Street East, North and South of Harry, to the City of Wichita, Kansas.

The Resolution establishes a public hearing date on July 18, 2000, at 7:00 p.m. at the East Evangelical Free Church, 14725 East Harry, Wichita, Kansas.

RECOMMENDED ACTION: Adopt the Resolution.

Adjournment

Workshop: Wind Mitigation

(12:00 Noon – 2000 Law Enforcement Officer's Memorial Service)